





COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231

Paper No. 20

HUNTON & WILLIAMS
1900 K STREET, N.W.
SUITE 1200
WASHINGTON, DC 20006-1109

**COPY MAILED** 

JUN 2 1 2000

SPECIAL PROGRAMS OFFICE DAC FOR PATENTS

In re Patent No. 5,335,277 Issue Date: August 2, 1994 Application No. 08/056,501

Filed: May 3, 1993

:NOTICE

This is a notice regarding your request for acceptance of a fee deficiency submission under 37 CFR 1.28. On September 1, 1998, the Court of Appeals for the Federal Circuit held that 37 CFR 1.28(c) is the sole provision governing the time for correction of the erroneous payment of the issue fee as a small entity. See DH Technology v. Synergystex International, Inc. No. 97-1128, -1280, -1453, 1998 U.S. App. LEXIS 21409, at \*30 (Fed. Cir. Sept. 1, 1998). Therefore, your fee deficiency submission under 37 CFR 1.28 is hereby ACCEPTED.

Inquiries related to this communication should be directed to the Office of Petitions Staff at (703) 305-9285.

This file is being forwarded to the Files Repository.

Wan Laymon

Petitions Examiner

Office of Petitions

Office of the Deputy Assistant Commissioner

for Patent Policy and Projects

JUN 2 3 2000

HUNTON & WILLIAMS

REVIEWEDW